
HOUSE BILL 2119

State of Washington

54th Legislature

1996 Regular Session

By Representatives Honeyford, Lisk, Morris, Chandler, Mastin, Grant, Delvin, Clements, Basich, Mulliken, Skinner, Kremen, Koster, Boldt, Goldsmith, McMorris, Johnson, Hymes, Thompson, Foreman, Hankins, Sheldon, Schoesler, Campbell, L. Thomas, Sheahan and Stevens

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1 AN ACT Relating to excise taxation of fruit and vegetables
2 preserved by canning or other means; reenacting and amending RCW
3 82.04.260; and providing an effective date.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 82.04.260 and 1995 2nd sp.s. c 12 s 1 and 1995 2nd
6 sp.s. c 6 s 1 are each reenacted and amended to read as follows:

7 (1) Upon every person engaging within this state in the business of
8 buying wheat, oats, dry peas, dry beans, lentils, triticale, canola,
9 corn, rye and barley, but not including any manufactured or processed
10 products thereof, and selling the same at wholesale; the tax imposed
11 shall be equal to the gross proceeds derived from such sales multiplied
12 by the rate of 0.011 percent.

13 (2) Upon every person engaging within this state in the business of
14 manufacturing wheat into flour, barley into pearl barley, soybeans into
15 soybean oil, canola into canola oil, canola meal, or canola byproducts,
16 or sunflower seeds into sunflower oil; as to such persons the amount of
17 tax with respect to such business shall be equal to the value of the
18 flour, pearl barley, oil, canola meal, or canola byproduct
19 manufactured, multiplied by the rate of 0.138 percent.

1 (3) Upon every person engaging within this state in the business of
2 splitting or processing dried peas; as to such persons the amount of
3 tax with respect to such business shall be equal to the value of the
4 peas split or processed, multiplied by the rate of 0.275 percent.

5 (4) Upon every person engaging within this state in the business of
6 manufacturing seafood products which remain in a raw, raw frozen, or
7 raw salted state at the completion of the manufacturing by that person;
8 as to such persons the amount of tax with respect to such business
9 shall be equal to the value of the products manufactured, multiplied by
10 the rate of 0.138 percent.

11 (5) Upon every person engaging within this state in the business of
12 manufacturing by canning, preserving, freezing or dehydrating fresh
13 fruits and vegetables, or selling at wholesale fresh fruits and
14 vegetables canned, preserved, or dehydrated by the seller and sold to
15 purchasers who immediately transport the goods out of this state; as to
16 such persons the amount of tax with respect to such business shall be
17 equal to the value of the products canned, preserved, frozen or
18 dehydrated multiplied by the rate of 0.33 percent. As proof of sale to
19 a person who immediately transports goods out of this state, the seller
20 shall obtain an affidavit in a form prescribed by the department and
21 retain the affidavit as a business record.

22 (6) Upon every nonprofit corporation and nonprofit association
23 engaging within this state in research and development, as to such
24 corporations and associations, the amount of tax with respect to such
25 activities shall be equal to the gross income derived from such
26 activities multiplied by the rate of 0.484 percent.

27 (7) Upon every person engaging within this state in the business of
28 slaughtering, breaking and/or processing perishable meat products and/
29 or selling the same at wholesale only and not at retail; as to such
30 persons the tax imposed shall be equal to the gross proceeds derived
31 from such sales multiplied by the rate of 0.138 percent.

32 (8) Upon every person engaging within this state in the business of
33 making sales, at retail or wholesale, of nuclear fuel assemblies
34 manufactured by that person, as to such persons the amount of tax with
35 respect to such business shall be equal to the gross proceeds of sales
36 of the assemblies multiplied by the rate of 0.275 percent.

37 (9) Upon every person engaging within this state in the business of
38 manufacturing nuclear fuel assemblies, as to such persons the amount of

1 tax with respect to such business shall be equal to the value of the
2 products manufactured multiplied by the rate of 0.275 percent.

3 (10) Upon every person engaging within this state in the business
4 of acting as a travel agent; as to such persons the amount of the tax
5 with respect to such activities shall be equal to the gross income
6 derived from such activities multiplied by the rate of 0.275 percent.

7 (11) Upon every person engaging within this state in business as an
8 international steamship agent, international customs house broker,
9 international freight forwarder, vessel and/or cargo charter broker in
10 foreign commerce, and/or international air cargo agent; as to such
11 persons the amount of the tax with respect to only international
12 activities shall be equal to the gross income derived from such
13 activities multiplied by the rate of 0.363 percent.

14 (12) Upon every person engaging within this state in the business
15 of stevedoring and associated activities pertinent to the movement of
16 goods and commodities in waterborne interstate or foreign commerce; as
17 to such persons the amount of tax with respect to such business shall
18 be equal to the gross proceeds derived from such activities multiplied
19 by the rate of 0.363 percent. Persons subject to taxation under this
20 subsection shall be exempt from payment of taxes imposed by chapter
21 82.16 RCW for that portion of their business subject to taxation under
22 this subsection. Stevedoring and associated activities pertinent to
23 the conduct of goods and commodities in waterborne interstate or
24 foreign commerce are defined as all activities of a labor, service or
25 transportation nature whereby cargo may be loaded or unloaded to or
26 from vessels or barges, passing over, onto or under a wharf, pier, or
27 similar structure; cargo may be moved to a warehouse or similar holding
28 or storage yard or area to await further movement in import or export
29 or may move to a consolidation freight station and be stuffed,
30 unstuffed, containerized, separated or otherwise segregated or
31 aggregated for delivery or loaded on any mode of transportation for
32 delivery to its consignee. Specific activities included in this
33 definition are: Wharfage, handling, loading, unloading, moving of
34 cargo to a convenient place of delivery to the consignee or a
35 convenient place for further movement to export mode; documentation
36 services in connection with the receipt, delivery, checking, care,
37 custody and control of cargo required in the transfer of cargo;
38 imported automobile handling prior to delivery to consignee; terminal
39 stevedoring and incidental vessel services, including but not limited

1 to plugging and unplugging refrigerator service to containers,
2 trailers, and other refrigerated cargo receptacles, and securing ship
3 hatch covers.

4 (13) Upon every person engaging within this state in the business
5 of disposing of low-level waste, as defined in RCW 43.145.010; as to
6 such persons the amount of the tax with respect to such business shall
7 be equal to the gross income of the business, excluding any fees
8 imposed under chapter 43.200 RCW, multiplied by the rate of 3.3
9 percent.

10 If the gross income of the taxpayer is attributable to activities
11 both within and without this state, the gross income attributable to
12 this state shall be determined in accordance with the methods of
13 apportionment required under RCW 82.04.460.

14 (14) Upon every person engaging within this state as an insurance
15 agent, insurance broker, or insurance solicitor licensed under chapter
16 48.17 RCW; as to such persons, the amount of the tax with respect to
17 such licensed activities shall be equal to the gross income of such
18 business multiplied by the rate of 0.55 percent.

19 (15) Upon every person engaging within this state in business as a
20 hospital, as defined in chapter 70.41 RCW, that is operated as a
21 nonprofit corporation or by the state or any of its political
22 subdivisions, as to such persons, the amount of tax with respect to
23 such activities shall be equal to the gross income of the business
24 multiplied by the rate of 0.75 percent through June 30, 1995, and 1.5
25 percent thereafter. The moneys collected under this subsection shall
26 be deposited in the health services account created under RCW
27 43.72.900.

28 NEW SECTION. **Sec. 2.** This act shall take effect July 1, 1996.

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